

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/824,992  
Filed: April 2, 2001  
Inventor(s):  
Kevin J. McGrath

§ Examiner: Gerstl, Shane F.  
§ Group/Art Unit: 2183  
§ Atty. Dkt. No: 5500-66300

Title: Processor Which Overrides  
Default Operand Size for  
Implicit Stack Pointer  
References and Near  
Branches

04/22/2004 FFANAEIA 00000098 501505 09824992

01 FC:1806 180.00 DA

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Lawrence J. Merkel

Printed Name

April 19, 2004

Date

# RECEIVED

### INFORMATION DISCLOSURE STATEMENT

APR 26 2004

Technology Center 2100

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please incorporate the documents listed on the attached Form PTO-1449 into the electronic Information Disclosure statement previously filed on the same date herewith (April 19, 2004). Please note that a fee authorization was included with the electronic submission. Applicant requests that the one submitted fee be accepted for this subsequent submission filed on the same date.

Applicant requests consideration of  the references listed on the attached Form PTO-1449 and/or  the additional information identified below in paragraph 3.

- A copy of each required reference listed on the Form PTO-1449 is enclosed.
- The references listed on the Form PTO-1449 were previously cited in application serial no. \_\_\_\_\_ to which the captioned application is seeking priority under 35 U.S.C. §120; therefore, a copy of each reference is not enclosed.
- The present application is a U.S. national patent application filed after June 30, 2003, or an international application that entered the national stage under 35 USC

§ 371 after June 30, 2003. Therefore, copies of the cited U.S. patents and/or U.S. patent application publications are not enclosed.

1. This Information Disclosure Statement is submitted:

- a.  within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d);  
 within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application;  
 before the mailing date of a first Office Action on the merits; or  
 before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- b.  after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus:  the certification of paragraph 2 below is provided, or  a fee of \$180.00 (submitted with electronic IDS).
- c.  after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.

2. It is hereby certified:

- that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty (30) days prior to the filing of the information disclosure statement;
- that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the Statement; or
- that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three (3) months prior to the filing of the Statement.

3.  Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:

U.S. Patent Application Serial No. 09/483,101 (5500-54700)  
U.S. Patent Application Serial No. 09/824,490 (5500-54701)  
U.S. Patent Application Serial No. 09/824,988 (5500-66500)

4. For each non-English language reference listed on the attached Form PTO-1449:

- reference is made to an English language translation submitted herewith, and/or

**BEST AVAILABLE COPY**

- reference is made to a foreign patent office search report (in the English language) submitted herewith, and/or
- reference is made to an English language translation of a foreign patent office search report submitted herewith, and/or
- reference is made to the concise explanation contained in the specification of the present application at page(s) \_\_\_\_\_, and/or
- reference is made to the concise explanation set forth below:

5.  Applicant also offers the following comments for the Examiner's consideration:

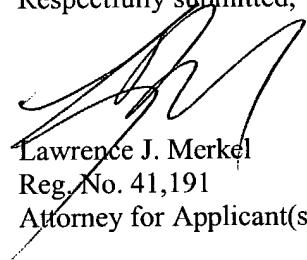
6.  Also enclosed is a copy of a foreign search report citing these references.

7.  The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.

8.  Applicant(s) requests that the Information Disclosure Statement and attached Form PTO-1449 and references, which are being filed before the grant of the patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captioned application.

If any required fees are missing, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505/5500-66300/LJM.

Respectfully submitted,



Lawrence J. Merkel  
Reg. No. 41,191  
Attorney for Applicant(s)

MEYERTONS, HOOD, KIVLIN,  
KOWERT & GOETZEL, P.C.  
P. O. Box 398  
Austin, Texas 78767  
(512) 853-8800

BEST AVAILABLE COPY

Date: April 19, 2004

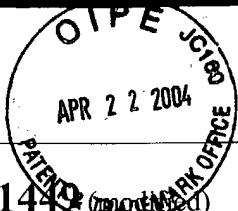


**RECEIVED**

APR 26 2004

Technology Center 2100

**BEST AVAILABLE COPY**



<b>Form PTO-1449 (modified)</b> List of Patents and Publications For Applicant's Information Disclosure Statement (Use several sheets if necessary)	ATTY. DOCKET NO: 5500-66300 APPLICANT: McGrath FILING DATE: April 2, 2001	SERIAL NO: 09/824,992 GROUP: 2183
---	---	--------------------------------------

### U.S. PATENT DOCUMENTS

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
							<b>RECEIVED</b>
							APR 26 2004
							Technology Center 2100

### FOREIGN PATENT DOCUMENTS

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION. YES/NO

### OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	B1	Intel, "Intel Architecture Software Developer's Manual," Volume 1: Basic Architecture, 1997, Chapter 3.
	B2	Intel, "Pentium Processor Family Developer's Manual," Volume 3: Architecture and Programming Manual, 1995, Chapters 2, 3, 10 and 11.
	B3	James L. Turley, "Advanced 80386 Programming Techniques," 1988, Chapters 2 and 9.
	B4	Intel, "Pentium Pro Family Developer's Manual," Volume 3: Operating System Writer's Guide, 1996, Chapters 2, 3 and 4,

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.